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UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

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TYCO INTERNATIONAL, LTD. and TYCO INTERNATIONAL (US), INC.,

: No. 02 Civ. 7317 (TPG)

Plaintiffs/Counterclaim : ECF CASE

Defendants, :

v. : Oral Argument Requested

L. DENNIS KOZLOWSKI,

Defendant/Counterclaim Plaintiff.

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## NOTICE OF MOTION *IN LIMINE* OF L. DENNIS KOZLOWSKI TO STRIKE PLAINTIFFS' JURY DEMAND

PLEASE TAKE NOTICE that, upon the accompanying (<u>i</u>) memorandum of law, (<u>ii</u>) declaration of Jyotin Hamid (and exhibits thereto) and (<u>iii</u>) upon all prior pleadings and proceedings herein, the undersigned, counsel to defendant/counterclaim plaintiff L. Dennis Kozlowski, hereby move this Court for an order striking the jury demand of

plaintiffs/counterclaim defendants, Tyco International, Ltd. and Tyco International (US), Inc., pursuant to Fed. R. Civ. P. 39(a)(2), and for such other and further relief as the Court may deem just and proper.

Dated: New York, New York July 17, 2012

> Respectfully submitted, DEBEVOISE & PLIMPTON LLP

/s/ Jyotin Hamid

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